

JEFFREY A. DICKERSON
NEVADA Bar No. 2690
9585 Prototype Ct., Suite A
Reno, NV 89521
(775) 786-6664

Attorney for Plaintiff

UNITED STATES DISTRICT COURT
DISTRICT OF NEVADA

* * *

WILLIAM HERRON, an individual,

Plaintiff,

CASE NO.

vs.

COMPLAINT AND JURY DEMAND

PERI & SON'S FARMS, INC.,
a domestic corporation,

Defendant.

Plaintiff, for his complaint against Defendants, complains and avers as follows:

1. This Court has subject matter jurisdiction pursuant to 28 U.S.C. §1331 and §1367.

2. Plaintiff resides in Lyon County, Nevada. He exhausted his administrative remedies timely and timely sues within 90 days after receipt of his right to sue from the EEOC.

3. Defendant does business in Yerington, Lyon County, Nevada.

4. Plaintiff was employed by Defendant from December 8, 2011, until he was "laid-off" effective January 17, 2012, from his position as a mechanic.

5. A few days prior to Plaintiff's termination, Plaintiff was requested to perform dash work. Plaintiff advised his supervisor he was unable to complete the task due to his disability.

6. On January 17, 2012, the shop supervisor advised Plaintiff he was being laid off due to budget cuts. This was a pretext for disability discrimination. Shortly after his "lay-off", Defendant placed an advertisement for his position on the internet.

7. Plaintiff could perform the essential functions of his position with or without reasonable accommodation.

1 The undersigned does hereby affirm that the preceding document **DOES NOT** contain
2 the Social Security Number of any person.

3 DATED this 11th day of February, 2013

4 LAW OFFICE OF
5 JEFFREY A. DICKERSON

6 /S/ Jeffrey A. Dickerson
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